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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Mirosław Alznauer et al

Appln. No. : 10/630,795

Filed : July 31, 2003

For : CABLE BUSHING

PETITION

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

On October 30, 2003, the undersigned, petitioner received a NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION indicating that "[t]he application was deposited without drawings." In fact, four (4) sheets of drawings were filed as evidence by the date-stamped receipt card, a copy of which is attached. Also attached is a copy of the drawings in the undersigned's file, a copy of the NOTICE and the petition fee of \$130.

A newly executed declaration attached to a copy of the application as filed will be filed shortly.

Adjustment date: 06/08/2004 EEKUBAY1
11/13/2003 HVUONG1 00000036 10630795
01 FC:1460 -130.00\DP

Repln. Ref: 06/08/2004 EEKUBAY1 0010231700
DAH:020200 Name/Number:10630795
FC: 9204 \$130.00 CR

11/13/2003 HVUONG1 00000036 10630795
01 FC:1460 130.00\DP



Def & Ref Rm 307

STATES AND ENTITY
PATENT
BRANCH

2004 MAY -3 PM 3:56

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Miroslaw ALZNAUER et al.

Serial No: 10/630,795

Filed: July 31, 2003

For: CABLE BUSHING

ATTN: MAIL STOP 16

Examiner: Unassigned

Group Art Unit: Unassigned

Confirmation No.: 9753

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR REFUND

Sir:

Applicants respectfully request a refund in the amount of \$130 for payment of the Petition Fee paid on November 10, 2003. A copy of the Decision on Petition vacating the Petition is attached hereto, as well as a copy of the PTO-stamped postcard indicating receipt of the petition fee.

Please credit the overpayment in connection with this matter to Deposit Account No. 02-0200.

Respectfully submitted,

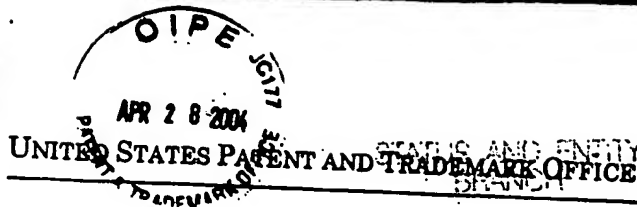
Felix J. D'Ambrosio
Registration No. 25,721

Date: April 28, 2004

Customer Number **23364**

Telephone: 703-683-0500

ALZN3001DIV.request for refund.wpd



ALZN3001/D FJD
REF = 3-25-04

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FEB 24 2004

Paper No. None

Felix J. D' Ambrosio
JONES, TULLAR & COOPER, P.C.
P.O. Box 2266 Eads Station
Arlington VA 22202

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FEB 23 2004

OFFICE OF PETITIONS

In re Application of
Miroslaw Alznauer et al.
Application No. 10/630,795
Filed: July 31, 2003
Title: CABLE BUSHING

DECISION ON PETITION

This is a decision on the petition filed November 10, 2003, requesting that a "Notice of Incomplete Nonprovisional Application" mailed October 28, 2003, in the above-identified application be withdrawn and said application be accorded a filing date of July 31, 2003.

The application was deposited on July 31, 2003 without drawings. On October 28, 2003, the Office of Initial Patent Examination, (OIPE) sent a Notice of Incomplete Nonprovisional Application (Notice), setting forth that the application appeared to have been deposited without drawings. The Notice indicated that a filing date had not been accorded, and that a filing date would be accorded upon the depositing of drawings.

In response, on November 10, 2003, Petitioner filed the present petition. The petition is further accompanied by the petition fee, four (4) sheets of drawings, and a copy of applicants' postcard receipt acknowledging receipt of "four (4) sheets drawings" in the United States Patent and Trademark Office (Office) on July 31, 2003. Applicants request that the application, including four (4) sheets of drawings be accorded a filing date July 31, 2003.

Upon review of the record, the above-mentioned drawing sheets have not been located among the application papers. However, the evidence is convincing that the application papers deposited on July 31, 2003 included four (4) sheets of drawings, and the drawing sheets containing Figures one through four (1-4) were subsequently misplaced in the Office.

STATUS AND ENTITY
BRANCH
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Therefore, the application, including four (4) sheets of drawings, was complete on filing and entitled to a filing date of July 31, 2003, as part of the original disclosure.

Accordingly, the petition is **GRANTED**.

The notice mailed October 28, 2003, was sent in error, and is hereby **VACATED**. Therefore, no petition fee is required. If the petitioner wishes to have the \$130.00 petition fee refunded, he should submit a request for refund to the Office of Finance¹. A copy of this decision should accompany any such request.

The application file is being returned to the Office of Initial Patent Examination for further processing with a filing date of July 31, 2003, using the original application papers filed on that date, as well four (4) sheets of drawings, submitted with the instant petition.

It is noted that on page one of the petition, Petitioner states that a newly executed declaration will be submitted in the near future. Petitioner is reminded that a declaration is not required to accompany the submission of drawings which are merely copies of that which has already been submitted.

Any inquiries related to this decision should be directed to the undersigned at (703) 305-0011.



Paul Shanoski
Attorney
Office of Petitions
United States Patent and Trademark Office

¹ The Refund Branch processes all customer requests for refunds. It generally takes four to six weeks for a request to be processed and a check generated. All requests for refund should be sent to: Mail Stop 16, Director of the US Patent and Trademark Office, PO Box 1450, Alexandria, VA 22313-1450. Office hours are Monday - Friday from 8:30 AM to 5:00 PM. To check the status of a request that has been filed please contact the Refund Branch directly at 703-305-4229.

STATS AND EASY
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JONES, TULLAR & COOPER, P.C.

Case _____

Inventor/Applicant Miroslaw Alznauer et al

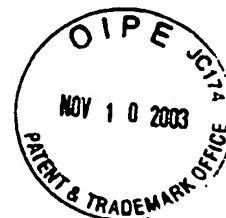
Appln./Pat. No. 10/630,795

Filing Date July 31, 2003

Title CABLE BUSHING

The stamp of the U.S. Patent Office hereupon may be taken as acknowledging receipt in the above-identified application of the following:

Petition, copy of date-stamped receipt card dated July 31, 2003, of four (4) sheets of drawings filed July 31, 2003, copy of notice of incomplete non-provisional application



Application Fee \$130, Chk #18410

By FJD:pp